

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION
No. 5:15-HC-2187-D

MICHAEL RAY WILLIAMS,

Petitioner,

v.

CARLTON JOYNER,

Respondent.

ORDER

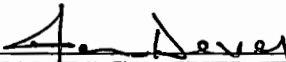
On August 8, 2017, Magistrate Judge Numbers issued a Memorandum and Recommendation ("M&R") [D.E. 35]. In that M&R, Judge Numbers recommended that the court grant respondent's motion for summary judgment [D.E. 18] and dismiss Michael Ray Williams's ("Williams") 28 U.S.C. § 2241 petition. Williams did not object to the M&R.

"The Federal Magistrates Act requires a district court to make a de novo determination of those portions of the magistrate judge's report or specified proposed findings or recommendations to which objection is made." Diamond v. Colonial Life & Accident Ins. Co., 416 F.3d 310, 315 (4th Cir. 2005) (emphasis, alteration, and quotation omitted); see 28 U.S.C. § 636(b). Absent a timely objection, "a district court need not conduct a de novo review, but instead must only satisfy itself that there is no clear error on the face of the record in order to accept the recommendation." Diamond, 416 F.3d at 315 (quotation omitted).

The court has reviewed the M&R, the record, and Williams's petition, and is satisfied that there is no clear error on the face of the record. Accordingly, the court adopts the conclusions in the M&R [D.E. 35]. Respondent's motion for summary judgment [D.E. 18] is GRANTED, Williams's petition is DISMISSED, and the court DENIES a certificate of

appealability. See 28 U.S.C. § 2253(c); Miller-El v. Cockrell, 537 U.S. 322, 336–38 (2003); Slack v. McDaniel, 529 U.S. 473, 483–84 (2000). The clerk shall close the case.

SO ORDERED. This 31 day of August 2017.



JAMES C. DEVER III
Chief United States District Judge